

CASEY R. FRONK (Illinois Bar No. 6296535)
Email: fronkc@sec.gov
MICHAEL E. WELSH (Massachusetts Bar No. 693537)
Email: welshmi@sec.gov
SECURITIES AND EXCHANGE COMMISSION
351 South West Temple, Suite 6.100
Salt Lake City, Utah 84101
Tel: (801) 524-5796
Fax: (801) 524-3558

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff

v.

MATTHEW WADE BEASLEY; BEASLEY
LAW GROUP PC; JEFFREY J. JUDD;
CHRISTOPHER R. HUMPHRIES; J&J
CONSULTING SERVICES, INC., an Alaska
Corporation; J&J CONSULTING SERVICES,
INC., a Nevada Corporation; J AND J
PURCHASING LLC; SHANE M. JAGER;
JASON M. JONGEWARD; DENNY
SEYBERT; ROLAND TANNER; LARRY
JEFFERY; JASON A. JENNE; SETH
JOHNSON; CHRISTOPHER M. MADSEN;
RICHARD R. MADSEN; MARK A.
MURPHY; CAMERON ROHNER; AND
WARREN ROSEGREEN;

Defendants

THE JUDD IRREVOCABLE TRUST; PAJ
CONSULTING INC; BJ HOLDINGS LLC;
STIRLING CONSULTING, L.L.C.; CJ
INVESTMENTS, LLC; JL2 INVESTMENTS,
LLC; ROCKING HORSE PROPERTIES,
LLC; TRIPLE THREAT BASKETBALL,
LLC; ACAC LLC; ANTHONY MICHAEL
ALBERTO, JR.; and MONTY CREW LLC;

Relief Defendants

Case No.: 2:22-cv-00612-CDS-EJY

Judge: Cristina D. Silva
Magistrate Judge: Elayna J. Youchah

**PLAINTIFF SECURITIES AND
EXCHANGE COMMISSION'S AND
DEFENDANT MARK MURPHY'S
STIPULATION REGARDING
PLAINTIFF'S MOTIONS FOR ASSET
FREEZE AND RECEIVERSHIP**

1 Plaintiff United States Securities and Exchange Commission (“SEC”, “Commission”, or
 2 “Plaintiff”), the Court’s appointed Receiver, Geoff Winkler of American Fiduciary Services LLC
 3 (the “Receiver”), defendant Mark Murphy (“Mr. Murphy” or “Defendant”), hereby stipulate as
 4 follows:

5 **WHEREAS**, on June 29, 2022, Plaintiff United States Securities and Exchange
 6 Commission (“SEC”, “Commission”, or “Plaintiff”) filed its Amended Complaint in this matter,
 7 alleging violations of the registration and/or antifraud provisions of the federal securities laws by
 8 Defendants, and the receipt of ill-gotten proceeds of such violations by Relief Defendants. (Dkt.
 9 No. 118.)

10 **WHEREAS**, on June 29, 2022, the Commission filed a Motion to Amend Preliminary
 11 Injunction Order to extend the existing preliminary injunctive relief and asset freeze to those
 12 defendants added in the Commission’s Amended Complaint. (Dkt. No. 119.)

13 **WHEREAS**, on June 29, 2022, the Commission filed a Motion to Amend Receivership
 14 Order to extend the existing receivership order to include those defendants added in the
 15 Commission’s Amended Complaint. (Dkt. No. 120.)

16 **WHEREAS**, on January 16, 2023, the Court held oral argument on Plaintiff’s Motions as
 17 to Defendant Mark Murphy (“herein, Defendant”), and thereafter ordered the parties to meet and
 18 confer within 21 days as to a proposed stipulation regarding certain accounts held by Murphy.

19 **WHEREAS**, Defendant and the Commission have reached the following agreement as to
 20 the Commission’s Motions, and jointly provide this proposed agreement for approval by the
 21 Court.

22 1. The Court’s July 29, 2022 Order Amending Preliminary Injunction and Asset
 23 Freeze Order, which, *inter alia*, extended the asset freeze imposed by the Court on April 13,
 24 2022 to those defendants added in the Commission’s Amended Complaint (Dkt. No. 206), is
 25 hereby applicable to Defendant, and Defendant is defined as a “New Defendant” pursuant to and
 26 subject to that Order.

27 2. The Court’s July 29, 2022 Order Amending Receivership Order, which, *inter alia*,
 extended the receivership previously imposed by the Court to the assets of those defendants

1 added in the Commission's Amended Complaint (Dkt. No. 207), is hereby applicable to
2 Defendant, and the personal assets of Defendant are hereby included as "Receivership Property"
3 and "Receivership Estate;" with the exception of the property specified in paragraph 7 of this
4 Order. Defendant is hereby included as an "Individual Receivership Defendant" and
5 "Receivership Defendant" as defined and ordered in the June 3, 2022 Receivership Order (Dkt.
6 No. 88); and Defendant shall have the same obligations and duties as the Individual Receivership
7 Defendants in the June 3, 2022 Receivership Order, except that the deadlines in Section II,
8 paragraphs 9, 10, and 11 of the June 3, 2022 Order shall begin to run for Defendant upon the date
9 of entry of this stipulated Order.

10 3. The assets subject to this freeze order and injunction shall be frozen but will not
11 be transferred or otherwise sold without further Court order or agreement.

12 4. The Silver State Schools Federal Credit Union account ending in 5818 (the
13 "Silver State Business Account") held in the name of Mark Murphy Ltd. shall be unfrozen to
14 allow Defendant to hold going-forward, earned income unconnected to the conduct alleged in the
15 Complaint.

16 5. The Silver State Schools Federal Credit Union account ending in 4900 (the
17 "Silver State Personal Account") held in the name of Mark Murphy shall be unfrozen to allow
18 Defendant to hold going-forward, earned income unconnected to the conduct alleged in the
19 Complaint.

20 6. Defendant must continue to provide to counsel to the Commission and to the
21 Receiver, without further request or subpoena, monthly account statements of all active bank and
22 financial accounts owned and controlled by Defendant, for review and inspection, by no later
23 than the 5th of each month. These account statements shall be provided to counsel to the
24 Commission by email to Casey R. Fronk (fronkc@sec.gov) and Michael E. Welsh
25 (welshmit@sec.gov); and to the Receiver by email to Kara Hendricks (hendricks@gtlaw.com) as
26 counsel for the Receiver and to Geoff Winkler (geoff@americanfiduciaryservices.com).

27 7. To the extent Defendant earns additional, going-forward income that he
demonstrates, to the satisfaction of counsel for the Commission, is unconnected to the conduct

alleged in the Complaint, such income may be used for the payment of necessary and reasonable living expenses and payment of attorney's fees and defense costs.

8. The Steel Dust Properties, LLC operated by the Non Profit Hope Ranch located at 453 County Road 295, Gainesville Texas, 76240 (the "Hope Ranch Property") will remain under the control of Defendant but shall not be transferred without further Court order. Defendant shall provide documentation regarding the Hope Ranch Property's non-profit status and financial disclosures to counsel to the Commission by email to Casey R. Fronk (fronkc@sec.gov) and Michael E. Welsh (welshmit@sec.gov); and to the Receiver by email to Kara Hendricks (hendricks@gtlaw.com) as counsel for the Receiver and to Geoff Winkler (geoff@americanfiduciaryservices.com), on the 5th of each month detailing any expenses associated with the Hope Ranch Property in the preceding month.

Dated: February 14, 2023

MARC COOK

/s/ Marc P. Cook
 MARC P. COOK, ESQ.
 COOK & KELESIS, LTD.
 517 S. NINTH STREET
 LAS VEGAS, NEVADA 89101
Attorney for Defendant Mark Murphy

**U.S. SECURITIES AND EXCHANGE
 COMMISSION**

/s/ Casey R. Fronk
 CASEY R. FRONK
 MICHAEL E. WELSH
*Attorneys for Petitioner U.S. Securities and
 Exchange Commission*

GREENBERG TRAURIG, LLP

By: /s/ Kara B. Hendricks
 KARA B. HENDRICKS
 JASON K. HICKS
 KYLE A. EWING
 10845 Griffith Peak Dr. Ste. 600
 Las Vegas, NV 89135

Attorneys for Receiver Geoff Winkler

IT IS SO ORDERED:


 CRISTINA D. SILVA
 UNITED STATES DISTRICT JUDGE

DATED: February 15, 2023